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January 5, 2004

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Commissioner for Patents
PO Box 1450
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Art Unit 1636

Re: U.S. Utility Patent Application
Appl. No. 10/058,292; Filed: January 30, 2002
For: **Recombinational Cloning Using Engineered Recombination Sites**
Inventors: HARTLEY *et al.*
Our Ref: 0942.285000H/RWE/BJD

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Amendment and Reply Under 37 C.F.R. §§ 1.116 and 1.121; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
January 5, 2004
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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BJD/nef
Enclosures

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SKGF Rev. 2/15/02 dcw; 4/18/03 svb



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HARTLEY *et al.*

Appl. No. 10/058,292

Filed: January 30, 2002

For: **Recombinational Cloning Using
Engineered Recombination Sites**

Confirmation No.: 3058

Art Unit: 1636

Examiner: Leffers Jr., G.

Atty. Docket: 0942.285000H/RWE/BJD

Amendment and Reply Under 37 C.F.R. §§ 1.116 and 1.121

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Notice of Non-responsive Amendment dated December 24, 2003, and in reply to the final Office Action dated April 9, 2003 (Paper No. 11), Applicants submit the following Amendment and Remarks. In accordance with 37 C.F.R. § 1.121, this Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, a complete listing of all the claims:
 - in ascending order;
 - with status identifiers; and
 - with markings in the currently amended claims; and
- (C) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this

application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.